IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 199 OF 1994

IN

SPECIAL CIVIL APPLICATION NO. 625 OF 1978

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Mr.A.H. Palekar for the Petitioners.

Mr.S.R. Nargolkar, A.G.P. for Respondents Nos.2 to 5.

CORAM : H.L. GOKHALE &
MRS. R.S. DALVI, JJ.

DATE : 8TH JULY 2005

P.C. :

1. Heard Mr.Palekar in support of this Civil Application, which seeks restoration of Special Civil Application No.625 of 1978 which came to be dismissed for non-prosecution way back on 15th June 1987. The restoration application is taken out some 7 years thereafter. We are not satisfied that any urgency was shown by the Petitioner to get the Special Civil Application restored. After filing the Civil Application also, it has taken 11 years for the same to reach for

hearing. There are revenue entries involved in the order passed by the Collector way back in the year 1977. It is quite possible that third party rights must have been created by now based on those entries. Civil Application is therefore dismissed.

(H.L. GOKHALE, J.)

(MRS. R.S. DALVI, J.)